STAND. COM. REP. NO.

3227

Honolulu, Hawaii

APR 0 3 2014

RE: S.C.R. No. 16

Honorable Donna Mercado Kim President of the Senate Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

## Madam:

Your Committee on Ways and Means, to which was referred S.C.R. No. 16 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HEEIA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the issuance of a term, non-exclusive easement by the Board of Land and Natural Resources covering a portion of state submerged lands at Heeia, Koolaupoko, Oahu, for the maintenance and repair of the existing pier, and for use, maintenance, and repair of the existing improvements constructed thereon.

Your Committee received written comments in support of this measure from the Department of Land and Natural Resources.

Your Committee finds that section 171-53, Hawaii Revised Statutes, requires the prior approval of the Governor and prior authorization of the Legislature by concurrent resolution for the disposition of state submerged lands. Your Committee also finds that around 2012, the Department of Land and Natural Resources worked with the current owners of the abutting property to resolve the encroachment of a pier on state submerged lands fronting the property identified as Tax Map Key: (1) 4-6-001: seaward of 014, at Heeia, Koolaupoko, Oahu. On September 10, 2012, the

SCR16 SSCR LRB 14-2436.doc

Department's Office of Conservation and Coastal Lands determined the non-conforming status of the existing pier. At its meeting on December 14, 2012, under agenda item D-13, the Board of Land and Natural Resources approved the issuance of a fifty-five-year non-exclusive easement to resolve the encroachment.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 16 and recommends its adoption.

Respectfully submitted on behalf of the members of the Committee on Ways and Means,

DAVID Y IGE Char

## The Senate Twenty-Seventh Legislature State of Hawai'i

## Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:*	Committee Referral:		Date:		
SCR 16	WTL	WAM		4/1/14	+
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)			-		
KIDANI, Michelle N. (VC)					
CHUN OAKLAND, Suzanne		<u></u>			
DELA CRUZ, Donovan M.					-
ENGLISH, J. Kalani		V			
ESPERO, Will					
KAHELE, Gilbert					
KEITH-AGARAN, Gilbert S.C.		\( \sqrt{\sqrt{\sqrt{\chi}}}			
KOUCHI, Ronald D.		\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \			
RUDERMAN, Russell E.					
THIELEN, Laura H.					
TOKUDA, Jill N.		<u></u>			
SLOM, Sam					<u> </u>
· · · · · · · · · · · · · · · · · · ·					
	<del></del>	12	_		<del>                                     </del>
		12	0	0	/
Recommendation:  Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution:         Original         Yellow         Pink         Goldenrod           File with Committee Report         Clerk's Office         Drafting Agency         Committee File Copy					

\*Only one measure per Record of Votes